

1 HEATHER E. RICHARDSON, Bar #122664
Federal Defender
2 PEGGY SASSO, CA Bar #228906
Assistant Federal Defender
3 Designated Counsel for Service
2300 Tulare Street, Suite 330
4 Fresno, California 93721-2226
Telephone: (559) 487-5561
5
6 Attorneys for Defendant
JAMES LAMONT RICHARDSON

7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 JAMES LAMONT RICHARDSON,

15 Defendant.
16

Case No. 1:97-cr-05129 JLT-1

**STIPULATION TO CONTINUE STATUS
CONFERENCE; ORDER THEREON**

Date: July 17, 2023

Time: 10:00 a.m.

Judge: Hon. Jennifer L. Thurston

17
18 **IT IS HEREBY STIPULATED** by and between the parties through their respective
19 counsel that the status conference scheduled for May 15, 2023 at 10:00 a.m. should be continued
20 to July 17, 2023 at 10:00 a.m.

21 Mr. Richardson's § 2255 motion is before this Court on remand from the Ninth Circuit
22 for further proceedings in light of *United States v. Taylor*, 142 S. Ct. 2015 (2022). The parties
23 are continuing to work diligently towards achieving a joint recommendation to the Court for
24 resolution of this matter, and have made substantial progress towards that objective. Defense has
25 discussed with the government some investigation that has recently come to light that she needs
26 to conduct to effectively represent Mr. Richardson in this matter. The government has agreed to
27 provide defense counsel the time needed to conduct said investigation.
28

1 In light of the progress that has been made, and given the complexity of the procedural
2 posture where some matters were resolved through a seven-day trial in 1999 and some matters
3 were resolved through a plea agreement the following year, and where neither counsel for the
4 government nor counsel for Mr. Richardson were involved in either disposition, a continuance of
5 the status conference in this case is in the interest of justice and reflects the most judicious use of
6 the Court's resources. The parties are hopeful that by July 17, 2023 they will know whether the
7 matter will simply involve a re-sentencing hearing pursuant to the joint recommendation the
8 parties are working towards establishing, or, if the matter will need to be set for a briefing
9 schedule.

10 PHILLIP A. TALBERT
11 United States Attorney

12 DATED: May 11, 2023

By /s/ Kirk Sherriff
13 KIRK SHERRIFF
14 Assistant United States Attorney
Attorney for Plaintiff

15 HEATHER E. WILLIAMS
16 Federal Defender

17 DATED: May 11, 2023

By /s/ Peggy Sasso
18 PEGGY SASSO
19 Assistant Federal Defender
Attorney for Defendant
JAMES LAMONT RICHARDSON

20 **ORDER**

21 IT IS HEREBY ORDERED that the status conference scheduled for May 15, 2023 at
22 10:00 a.m. is continued to July 17, 2023 at 10:00 a.m.

23 IT IS SO ORDERED.

24 Dated: May 12, 2023

25 
UNITED STATES DISTRICT JUDGE